

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE  
STATE OF NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office JUL 24 1992  
 Returned to applicant for correction AUG 10 1992  
 Corrected application filed AUG 26 1992 Map filed AUG 26 1992

The applicant D. Henry Reed, as Project Engineer for Pinson Mining Company  
P.O. Box 129 of Winnemucca  
Street and No. or P.O. Box No. City or Town  
Nevada 89446-0129 hereby make S application for permission to change the  
State and Zip Code No.  
Point of Diversion and Place of Use  
Point of diversion, manner of use, and/or place of use  
 of water heretofore appropriated under Permit No. 54263 - Pinson Well #13  
Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and  
 identify right in Decree.

- The source of water is Underground  
Name of stream, lake, underground spring or other source.
- The amount of water to be changed 1.8 c.f.s.  
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
- The water to be used for mining, milling and domestic  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
- The water heretofore permitted for same  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
- The water is to be diverted at the following point SE $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 28, T.38N., R.42E., M.D.B.&M.,  
Describe as being within a 40-acre subdivision of public survey and by course and  
or at a point from which the S $\frac{1}{4}$  corner of said Section 28 bears S 75° 19' 13"  
distance to a section corner. If on unsurveyed land, it should be stated.  
E., 1,073 feet.
- The existing permitted point of diversion is located within NE $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 28, T.38N., R.42E.,  
If point of diversion is not changed, do not answer.  
M.D.B.&M. or at a point from which the west 1/16 corner of the SW $\frac{1}{4}$  of said Section  
28 bears S 60° 10' 10" W., 1,742 feet.
- Proposed place of use N $\frac{1}{2}$  Section 5, T.37N., R.42E.; S $\frac{1}{2}$  Section 27, NW $\frac{1}{4}$  Section 28,  
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.  
S $\frac{1}{2}$  Section 28, S $\frac{1}{2}$  Section 32, all of Section 33, T.38N., R.42E., M.D.B.&M.
- Existing place of use S $\frac{1}{2}$  Section 27, S $\frac{1}{2}$  Section 28, all of Section 33, T.38N., R.42E.,  
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or  
M.D.B.&M.  
manner of use of irrigation permit, describe acreage to be removed from irrigation.
- Use will be from January 1 to December 31 of each year.  
Month and Day Month and Day
- Use was permitted from January 1 to December 31 of each year.  
Month and Day Month and Day
- Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and  
specifications of your diversion or storage works.) To drill, case and seal well; pump and  
State manner in which water is to be diverted, i.e. diversion structure,  
totalizing flowmeter will discharge  
into pipeline, conveying water to existing storage tank for distribution.  
ditches, pipes and flumes, or drilled well, etc.
- Estimated cost of works \$80,000.00
- Estimated time required to construct works Two (2) years

14. Estimated time required to complete the application of water to beneficial use. Three (3) years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

This application would be comingled with other permits numbered 43130, 48037, 51388, 51390, 51427, 52464 and 56977 so that total duty will not exceed 350.452 million gallons/year. This well will serve as drainage for open pit mining. Place of use reflects area for tailings pond, heap leach facilities, and pit operations. (Can Use Map for Permit #57886 As A Reference)

By s/S. Henry Reed, Project Engineer for  
Pinson Mining Company, P.O. Box 129  
Winnemucca, NV 89446-0129

Compared bc/bc jr/vjw

Protested \_\_\_\_\_

APPROVAL  
OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of the waters of an underground source as heretofore granted under Permit 54263 is issued subject to the terms and conditions imposed in said Permit 54263 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of water under Permits 43130, Certificate 13070; 48037, 51388, 51390, 51427, 52464, 56977 and 57881 shall not exceed 1076.0 acre-feet annually for mining and milling purposes.

(CONTINUED ON PAGE 2)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.8 cubic feet per second, but not to exceed 800 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before November 5, 1995

Proof of completion of work shall be filed before December 5, 1995

Application of water to beneficial use shall be made on or before November 5, 1996

Proof of the application of water to beneficial use shall be filed on or before December 5, 1996

Map in support of proof of beneficial use shall be filed on or before N/A

Completion of work filed \_\_\_\_\_

Proof of beneficial use filed \_\_\_\_\_

Cultural map filed \_\_\_\_\_

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.  
State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this 21st day of September,

A.D. 19 94  
R. Michael Turnipseed, P.E.  
State Engineer

Abrogated By: 65632 1.8

(PERMIT TERMS CONTINUED)

This permit is issued under the preferred use provisions of NRS Chapter 534. The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

A monthly report shall be submitted to the State Engineer within 10 days from the end of each month which shall include the amount of water pumped from the well and the amount of water used.